

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

ASSET ALLOCATION AND)
MANAGEMENT CO., LLC,)
Plaintiff,) No. 08 C 4471
v.) JUDGE DARRAH
PHYSICIANS MUTUAL INSURANCE)
COMPANY and PHYSICIANS LIFE)
INSURANCE COMPANY,)
Defendants.)

MOTION TO DISMISS COMPLAINT FOR DECLARATORY JUDGMENT

Defendants, Physicians Mutual Insurance Company and Physicians Life Insurance Company, pursuant to Rule 12(b)(1) and (6) of the Federal Rules of Civil Procedure, move this Court for an Order dismissing the Complaint for Declaratory Judgment of Plaintiff, Asset Allocation and Management Co., LLC. In support of this motion, Defendants submit the accompanying memorandum.

WHEREFORE, Defendants request an Order of the Court dismissing the Complaint for Declaratory Judgment and for such other and further relief as is just and proper.

**PHYSICIANS MUTUAL INSURANCE COMPANY
and PHYSICIANS LIFE INSURANCE COMPANY,**

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 2nd day of September, 2008, I electronically filed the above foregoing document with the Clerk of the Court using the CM/ECF system which sent notification of such filing to the following:

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